

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

NAIM SATCHER,
Plaintiff,

v.

POLICE OFFICER ARMSTEAD, et al.,
Defendants.

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CIVIL ACTION NO. 21-CV-0919

ORDER

AND NOW, this 20th day of May, 2021, upon consideration of Plaintiff Naim Satcher's Motion to Proceed *In Forma Pauperis* (Doc. Nos. 1 & 6), Prisoner Trust Fund Account Statement (Doc. No. 5), and *pro se* Complaint (Doc. No. 2), it is **ORDERED** that:

1. Leave to proceed *in forma pauperis* is **GRANTED** pursuant to 28 U.S.C. § 1915.
2. Naim Satcher, #MP-2256, shall pay the full filing fee of \$350 in installments, pursuant to 28 U.S.C. § 1915(b), regardless of the outcome of this case. The Court directs the Superintendent of SCI-Phoenix or other appropriate official to assess an initial filing fee of 20% of the greater of (a) the average monthly deposits to Satcher's inmate account; or (b) the average monthly balance in Satcher's inmate account for the six-month period immediately preceding the filing of this case. The Superintendent of SCI-Phoenix or other appropriate official shall calculate, collect, and forward the initial payment assessed pursuant to this Order to the Court with a reference to the docket number for this case. In each succeeding month when the amount in Satcher's inmate trust fund account exceeds \$10.00, the Superintendent of SCI-Phoenix or other appropriate official shall forward payments to the Clerk of Court equaling

20% of the preceding month's income credited to Satcher's inmate account until the fees are paid. Each payment shall refer to the docket number for this case.

3. The Clerk of Court is directed to **SEND** a copy of this Order to the Superintendent of SCI-Phoenix.

4. The Complaint is **DEEMED** filed.

5. All claims against Defendant Assistant District Attorney Marcos Long are **DISMISSED WITH PREJUDICE** pursuant to 28 U.S.C. § 1915(e)(2)(B) for the reasons stated in the accompanying Memorandum.

6. The balance of Satcher's claims are **STAYED AND PLACED IN SUSPENSE**, pursuant to the abstention doctrine of *Younger v. Harris*, 401 U.S. 37 (1971), pending resolution of Satcher's criminal case. Following resolution of his criminal case, Satcher may file a motion to reopen this matter.

BY THE COURT:

/s/ Karen Spencer Marston

KAREN SPENCER MARSTON, J.